

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

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MALIBU MEDIA, LLC,	:	
	:	Case No. 2:19-cv-04337-DRH-SIL
Plaintiff,	:	
	:	Judge Denis R. Hurley
vs.	:	
	:	
JOHN DOE subscriber assigned IP address	:	
69.124.215.14,	:	
	:	
Defendant.	:	
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**MOTION FOR LEAVE TO SERVE A THIRD PARTY
SUBPOENA PRIOR TO A RULE 26(f) CONFERENCE**

Pursuant to Fed. R. Civ. P. 26(d)(1), and upon the attached: (1) Memorandum of Law in support of this motion; (2) Declaration of Colette Pelissier in support of this motion; (3) Declaration of Patrick Paige in support of this motion; and (4) Declaration of Tobias Fieser in support of this motion, Malibu Media, LLC (“Plaintiff”), respectfully moves for entry of an order granting it leave to serve a third party subpoena on Optimum Online High Speed Internet Service, prior to a Rule 26(f) conference (the “Motion”). A proposed order is attached for the Court’s convenience.

Respectfully submitted,

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